

**General Docket
United States Court of Appeals for the Ninth Circuit**

Court of Appeals Docket #: 18-35303

Docketed: 04/18/2018
Termed: 11/04/2019

Nature of Suit: 2895 Freedom of Information Act of 1974

Keerut Singh v. FAA

Appeal From: U.S. District Court for Western Washington, Seattle

Fee Status: Paid

Case Type Information:

- 1) civil
- 2) united states
- 3) null

Originating Court Information:

District: 0981-2 : [2:17-cv-00822-RAJ](#)

Trial Judge: Richard A. Jones, District Judge

Date Filed: 05/25/2017

Date Order/Judgment:	Date Order/Judgment EOD:	Date NOA Filed:	Date Rec'd COA:
03/20/2018	03/20/2018	04/17/2018	04/17/2018

Prior Cases:

None

Current Cases:

None

KEERUT SINGH
Plaintiff - Appellant,

Keerut Singh
Direct: 206-902-6074
[NTC Pro Se]
13810 12th Drive SE
Mill Creek, WA 98012

v.

FEDERAL AVIATION ADMINISTRATION
Defendant - Appellee,

Helen J. Brunner, Esquire, Assistant U.S. Attorney
[COR LD NTC Assist US Attorney]
DOJ-Office of the U.S. Attorney
700 Stewart Street
Seattle, WA 98101

Tricia Boerger, Assistant U.S. Attorney
Direct: 206-553-4639
[COR NTC Assist US Attorney]
DOJ-Office of the U.S. Attorney
5220
700 Stewart Street
Seattle, WA 98101

Kristin Berger Johnson, Assistant U.S. Attorney
Direct: 206-553-7970
[COR NTC Assist US Attorney]
DOJ-Office of the U.S. Attorney
700 Stewart Street
Seattle, WA 98101

Michelle Lambert, Assistant U.S. Attorney
Direct: 206-553-4985
[COR NTC Assist US Attorney]
DOJ-Office of the U.S. Attorney
Suite 5220
700 Stewart Street
Seattle, WA 98101

KEERUT SINGH,

Plaintiff - Appellant,

v.

FEDERAL AVIATION ADMINISTRATION,

Defendant - Appellee.

04/18/2018	1 28 pg, 464.5 KB	DOCKETED CAUSE AND ENTERED APPEARANCES OF APLT IN PRO PER AND COUNSEL FOR APLE. SEND MQ: No. The schedule is set as follows: Mediation Questionnaire due on 04/25/2018. Appellant Keerut Singh opening brief due 06/18/2018. Appellee Federal Aviation Administration answering brief due 07/16/2018. Appellant's optional reply brief is due 21 days after service of the answering brief. [10841475] (KM) [Entered: 04/18/2018 12:12 PM]
04/19/2018	2 3 pg, 115.62 KB	Filed (ECF) Appellant Mr. Keerut Singh Unopposed Motion to stay appellate proceedings. Date of service: 04/19/2018. [10842729] [18-35303] (Singh, Keerut) [Entered: 04/19/2018 10:48 AM]
04/24/2018	3 11 pg, 3.81 MB	Filed (ECF) Appellant Mr. Keerut Singh Unopposed Motion for miscellaneous relief [Motion to proceed in forma pauperis and to stay all deadlines in case including deadline to file docketing fee]. Date of service: 04/24/2018. [10848223] [18-35303] (Singh, Keerut) [Entered: 04/24/2018 10:33 AM]
04/25/2018	4	Fee status changed ([Case Number 18-35303: IFP Pending In COA]). [10849850] (QDL) [Entered: 04/25/2018 10:01 AM]
06/29/2018	5 3 pg, 72.71 KB	Filed (ECF) Appellant Mr. Keerut Singh Urgent motion to expedite case. Date of service: 06/29/2018. [10926629] [18-35303]--[COURT UPDATE: Edited docket text to reflect correct relief type. 06/29/2018 by RY] (Singh, Keerut) [Entered: 06/29/2018 08:12 AM]
07/03/2018	6 1 pg, 48.2 KB	Filed (ECF) Appellant Mr. Keerut Singh Motion for miscellaneous relief [MOTION FOR NEW AND UPDATED TIME SCHEDULE ORDER]. Date of service: 07/03/2018. [10931143] [18-35303] (Singh, Keerut) [Entered: 07/03/2018 03:13 PM]
07/11/2018	7 4 pg, 69.71 KB	Filed (ECF) Appellee FAA response opposing motion ([5] Motion (ECF Filing), [5] Motion (ECF Filing)). Date of service: 07/11/2018. [10938645] [18-35303] (Brunner, Helen) [Entered: 07/11/2018 01:58 PM]
07/11/2018	8 5 pg, 115.35 KB	Filed (ECF) Appellant Mr. Keerut Singh reply to response (). Date of service: 07/11/2018. [10939195] [18-35303] (Singh, Keerut) [Entered: 07/11/2018 10:44 PM]
07/18/2018	9 2 pg, 255.61 KB	Filed order (A. WALLACE TASHIMA and SUSAN P. GRABER): Appellant's motion to proceed in forma pauperis (Docket Entry No. [3]) is denied because we find that appellant is not indigent. Within 21 days after the date of this order, appellant shall pay \$505.00 to the district court as the docketing and filing fees for this appeal and file proof of payment with this court. Failure to pay the fees will result in the dismissal of the appeal by the Clerk for failure to prosecute, regardless of further filings by appellant. See 9th Cir. R. 42-1. Appellant's motion to stay proceedings (Docket Entry No. [2]) and motion for an updated briefing schedule (Docket Entry No. [6]) are denied as unnecessary. See 9th Cir. R. 27-11. Appellant's motion to expedite the appeal (Docket Entry No. [5]) is denied. If appellant complies with this order, the opening brief and excerpts of record will be due September 10, 2018; the answering brief will be due October 10, 2018; and the optional reply brief will be due within 21 days after service of the answering brief. [10947392] (AF) [Entered: 07/18/2018 03:46 PM]
07/18/2018	10	Fee status changed ([Case Number 18-35303: Due]). [10947393] (AF) [Entered: 07/18/2018 03:47 PM]
07/19/2018	11	Received notification from District Court re: payment of docket fee. Amount Paid: USD 505.00. Date paid: 07/19/2018. [10948789] (KM) [Entered: 07/19/2018 02:40 PM]
07/24/2018	12	Filed (ECF) Appellant Mr. Keerut Singh Motion for summary reversal. Date of service: 07/24/2018. [10953879] [18-35303] (Singh, Keerut) [Entered: 07/24/2018 11:58 PM]

08/02/2018 [13](#) 6 pg, 67.96 KB Filed (ECF) Appellee FAA response opposing motion ([12](#)) Motion (ECF Filing), [12](#) Motion (ECF Filing) motion for summary reversal). Date of service: 08/02/2018. [10964192] [18-35303] (Lambert, Michelle) [Entered: 08/02/2018 02:20 PM]

08/07/2018 [14](#) 11 pg, 163.93 KB Filed (ECF) Appellant Mr. Keerut Singh reply to response (). Date of service: 08/07/2018. [10968448] [18-35303] (Singh, Keerut) [Entered: 08/07/2018 09:52 AM]

08/29/2018 [15](#) 2 pg, 61.02 KB Filed (ECF) Appellant Mr. Keerut Singh Motion for miscellaneous relief [Motion to Stay Briefing Schedule]. Date of service: 08/29/2018. [10993706] [18-35303] (Singh, Keerut) [Entered: 08/29/2018 03:46 AM]

08/29/2018 16 Filed (ECF) Streamlined request for extension of time to file Opening Brief by Appellant Mr. Keerut Singh. New requested due date is 10/23/2018. [10993707] [18-35303] (Singh, Keerut) [Entered: 08/29/2018 03:56 AM]

08/29/2018 17 **Streamlined request [16] by Appellant Mr. Keerut Singh to extend time to file the brief is not approved because it is unnecessary. The briefing schedule is stayed. The briefing schedule will be reset upon the resolution of the pending motion: Docket #15. See 9th Cir. R. 27-11. The** [10993962] (DLM) [Entered: 08/29/2018 09:31 AM]

09/21/2018 [18](#) 1 pg, 259.56 KB Filed order (Appellate Commissioner): The motion for summary reversal of the district court's judgment (Docket Entry No. [12](#)) is denied because the issues raised are sufficiently substantial to warrant briefing and further consideration by a merits panel. See United States v. Hooton, 693 F.2d 857, 858 (9th Cir. 1982) (stating standard). The motion for a stay of the briefing schedule (Docket Entry No. 15) is denied as moot. The opening brief is due October 26, 2018. The answering brief is due November 26, 2018. The optional reply brief is due within 21 days after service of the answering brief. (MOATT) [11021526] (AF) [Entered: 09/21/2018 04:30 PM]

09/22/2018 [19](#) 3 pg, 67.02 KB Filed (ECF) Appellant Mr. Keerut Singh motion for reconsideration of non-dispositive Appellate Commissioner Order of 09/21/2018. Date of service: 09/22/2018. [11021697] [18-35303] (Singh, Keerut) [Entered: 09/22/2018 12:46 AM]

09/22/2018 [20](#) 2 pg, 61.53 KB Filed (ECF) Appellant Mr. Keerut Singh Motion for miscellaneous relief [Motion To Stay Briefing Schedule]. Date of service: 09/22/2018. [11021706] [18-35303] (Singh, Keerut) [Entered: 09/22/2018 04:36 AM]

10/19/2018 [21](#) 3 pg, 68.34 KB Filed (ECF) Appellant Mr. Keerut Singh Correspondence: Notice to Court Regarding Pending Filing Deadlines. Date of service: 10/19/2018 [11054480] [18-35303] (Singh, Keerut) [Entered: 10/19/2018 06:59 PM]

10/24/2018 [22](#) 2 pg, 65.98 KB Filed (ECF) Appellant Mr. Keerut Singh Motion to remand case. Date of service: 10/24/2018. [11058072] [18-35303] (Singh, Keerut) [Entered: 10/24/2018 01:42 AM]

10/24/2018 23 Filed (ECF) Streamlined request for extension of time to file Opening Brief by Appellant Mr. Keerut Singh. New requested due date is 11/29/2018. [11058073] [18-35303] (Singh, Keerut) [Entered: 10/24/2018 01:57 AM]

10/24/2018	24	Streamlined request [23] by Appellant Mr. Keerut Singh to extend time to file the brief is not approved because it is unnecessary. The briefing schedule is stayed. The schedule for briefing shall be reset as necessary upon the Court's disposition of the pending motion. See 9th Cir. R. 27-11. [11058217] (DLM) [Entered: 10/24/2018 09:14 AM]
11/07/2018	25 1 pg, 60.61 KB	Filed (ECF) Appellant Mr. Keerut Singh Correspondence: The Briefing Schedule Should Be Stayed Forever. Date of service: 11/07/2018 [11074373] [18-35303] (Singh, Keerut) [Entered: 11/07/2018 04:16 AM]
12/19/2018	26 2 pg, 256.93 KB	Filed order (EDWARD LEAVY and ANDREW D. HURWITZ): The motion for reconsideration of the September 21, 2018 order of the Appellate Commissioner denying appellant's motion for summary reversal and remand (Docket Entry No. [19]) is denied. Appellant's motions requesting a stay of the briefing schedule (Docket Entry Nos. [20], [22]) are denied as moot. Appellant's request that "the briefing schedule should be stayed forever" (Docket Entry No. [25]) is denied. The opening brief is due on February 4, 2019. The answering brief is due on March 6, 2019. The optional reply brief is due within 21 days after service of the answering brief. No further motions for extensions of time to file the opening brief will be granted absent extraordinary and compelling circumstances. Failure to file timely the opening brief shall result in the automatic dismissal of this appeal by the Clerk for failure to prosecute. See 9th Cir. R. 42-1. [11126395] (AF) [Entered: 12/19/2018 01:33 PM]
12/21/2018	27 2 pg, 57.78 KB	Filed (ECF) Appellant Mr. Keerut Singh motion for reconsideration of non-dispositive Judge Order of 12/19/2018. Date of service: 12/21/2018. [11129555] [18-35303] (Singh, Keerut) [Entered: 12/21/2018 07:45 AM]
12/27/2018	28 2 pg, 76.54 KB	Filed (ECF) Appellant Mr. Keerut Singh Correspondence: Possible Erroneous Conclusion to this Appeal via Memorandum. Date of service: 12/27/2018 [11134290] [18-35303] (Singh, Keerut) [Entered: 12/27/2018 03:05 AM]
02/04/2019	29 145 pg, 5.98 MB	Submitted (ECF) excerpts of record. Submitted by Appellant Mr. Keerut Singh. Date of service: 02/04/2019. [11177516] [18-35303] (Singh, Keerut) [Entered: 02/04/2019 10:34 AM]
02/04/2019	30 45 pg, 355.26 KB	Submitted (ECF) Opening Brief for review. Submitted by Appellant Mr. Keerut Singh. Date of service: 02/04/2019. [11177548] [18-35303] (Singh, Keerut) [Entered: 02/04/2019 10:44 AM]
02/05/2019	31 2 pg, 186.95 KB	Filed clerk order: The opening brief [30] submitted by Mr. Keerut Singh is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification (attached to the end of each copy of the brief) that the brief is identical to the version submitted electronically. Cover color: not applicable. The Court has reviewed the excerpts of record [29] submitted by Mr. Keerut Singh. Within 7 days of this order, filer is ordered to file 4 copies of the excerpts in paper format securely bound on the left side, with white covers. The paper copies shall be submitted to the principal office of the Clerk. [11180215] (LA) [Entered: 02/05/2019 04:05 PM]
02/13/2019	32	Received 7 paper copies of Opening Brief [30] filed by Mr. Keerut Singh. [11189077] (SD) [Entered: 02/13/2019 01:46 PM]
02/13/2019	33	Filed 4 paper copies of excerpts of record [29] in 2 volume(s) filed by Appellant Mr. Keerut Singh. [11189727] (LA) [Entered: 02/13/2019 05:33 PM]
02/28/2019	34 4 pg, 78.72 KB	Filed (ECF) Appellee FAA Motion to extend time to file Answering brief until 05/06/2019. Date of service: 02/28/2019. [11211118] [18-35303] (Lambert, Michelle) [Entered: 02/28/2019 10:36 AM]
05/06/2019	35	Submitted (ECF) Answering Brief for review. Submitted by Appellee FAA. Date of service:

019	33 pg, 203.95 KB	05/06/2019. [11287818] [18-35303] (Lambert, Michelle) [Entered: 05/06/2019 02:06 PM]
05/07/2019	36 1 pg, 119.58 KB	Filed order (EDWARD LEAVY and ANDREW D. HURWITZ): The motion for reconsideration (Docket Entry No. 27) is denied. See 9th Cir. R. 27-10. The opening brief has been filed. The motion for an extension of time to file the answering brief (Docket Entry No. 34) is granted. The Clerk shall file the answering brief at Docket Entry No. 35. The optional reply brief is due within 21 days after the date of this order. [11289135] (AF) [Entered: 05/07/2019 11:30 AM]
05/07/2019	37 2 pg, 190.99 KB	Filed clerk order: The answering brief 35 submitted by FAA is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification (attached to the end of each copy of the brief) that the brief is identical to the version submitted electronically. Cover color: red. The paper copies shall be submitted to the principal office of the Clerk. [11289945] (SML) [Entered: 05/07/2019 04:26 PM]
05/09/2019	38	Received 7 paper copies of Answering Brief 35 filed by FAA. [11292092] (SD) [Entered: 05/09/2019 11:51 AM]
05/28/2019	39 32 pg, 304.49 KB	Submitted (ECF) Reply Brief for review. Submitted by Appellant Mr. Keerut Singh. Date of service: 05/28/2019. [11310624] [18-35303] (Singh, Keerut) [Entered: 05/28/2019 02:47 PM]
05/28/2019	40 2 pg, 94.86 KB	Filed clerk order: The reply brief 39 submitted by Mr. Keerut Singh is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification (attached to the end of each copy of the brief) that the brief is identical to the version submitted electronically. Cover color: not applicable. The paper copies shall be submitted to the principal office of the Clerk. [11311077] (LA) [Entered: 05/28/2019 05:46 PM]
06/04/2019	41	Received 7 paper copies of Reply Brief 39 filed by Mr. Keerut Singh. [11318773] (DB) [Entered: 06/04/2019 10:25 AM]
11/04/2019	42 8 pg, 286.25 KB	FILED MEMORANDUM DISPOSITION (JEROME FARRIS, DIARMUID F. O'SCANNLAIN and STEPHEN S. TROTT) AFFIRMED. FILED AND ENTERED JUDGMENT. [11487286] (MM) [Entered: 11/04/2019 09:56 AM]
11/05/2019	43 16 pg, 283.18 KB	Filed (ECF) Appellant Mr. Keerut Singh petition for panel rehearing and petition for rehearing en banc (from 11/04/2019 memorandum). Date of service: 11/05/2019. [11488952] [18-35303]--[COURT UPDATE: Attached memorandum. 11/04/2019 by SLM] (Singh, Keerut) [Entered: 11/05/2019 08:05 AM]
11/06/2019	44 2 pg, 46.32 KB	Filed (ECF) Appellant Mr. Keerut Singh Motion to strike whole of MOTION TO STRIKE INVALID JUDGMENT DECIDED BY STAFF ATTORNEY OR LAW CLERK (DOCKET ENTRY NO. 42 (MEMORANDUM)) IN ITS ENTIRETY. Date of service: 11/06/2019. [11490404] [18-35303] (Singh, Keerut) [Entered: 11/06/2019 04:01 AM]
